

EAST PALESTINE VILLAGE COUNCIL MONDAY JUNE 9, 2014 85 N. MARKET ST. 7PM

Mayor Zuch called the meeting to order, present were Atty. Beagle, Mr. Cohen, Mr. Elzer, Mr. Figley, Mr. Tyger and Mrs. Wisser. Also present was Manager Pete Monteleone, Law Director Dave Powers, Finance Director Traci Thompson and Clerk Misti Martin. The minutes of the May 27, 2014 meeting were approved on a motion by Mr. Cohen, seconded by Mrs. Wisser. In reference to the monthly reports Mr. Elzer asked about the difference in the water produced versus water billed, he stated that the filling of the pool would account for some of the difference but the number is quadrupled and that it looks like there are millions of gallons missing. Monteleone said they are looking for leaks and trying to tighten up on what is being lost. Mr. Elzer made a motion to approve the May 2014 department reports seconded by Mr. Cohen, all in favor. There were no agenda items.

CLERK: Clerk Misti Martin stated the next Architectural Design Review Board meeting would be June 19 at 6pm. Mr. Elzer stated that the board is getting closer to having paperwork completed to put guidelines in place for the downtown area.

MAYOR: Mayor Zuch stated that there is a new copy of the Sumner St. bridge ordinance and the only difference is the new copy has the fund listed that the money will come out of. Mayor Zuch also said that the paving project began and that the senior owner Butch Mcree introduced himself to her and said that it is a privilege to work with the people here and that they have never met a nicer group of people.

MANAGER: Manager Monteleone stated the pool opened on Saturday, the paving project started today with grinding and paving should begin on Wednesday. He said he was appointed as a Director on the Columbiana County Land Reutilization Corporation Board which will work on foreclosed properties, the PD and John Simon are continually working on high grass issues and violations and some are soon to be ready for legal action. The Sumner St. bridge project will begin as soon as the legislation passes. He also said there had been some deficiencies defined by the EPA for the water system in that there needed to be a climate controlled structure for the telemetry system at the Moore Lane Water Tank. The engineers came back with quotes of \$40,000 and \$20,000. Monteleone stated that John Jurjavic found a company with pre engineered buildings that could meet the requirements for around \$10,500.00 and this has been accepted by the EPA, he also said another deficiency was the need for a fence but that could be addressed next year.

LAW DIRECTOR: Atty. Dave Powers stated he had given a written report and a memo in reference to oil & gas lease procedures required to enter into a lease. He said he continues to meet with the Manager and getting things accomplished. Mr. Elzer asked if he was correct in reading that there has to be a public meeting and Atty. Powers said yes. Mr. Elzer said everyone within 500 ft of the property had to be notified and Atty. Powers said because the properties are so fragmented it will take a lot of map work. Mr. Elzer asked if it would be easier to notify everyone in town and Powers said no, there are a lot of people who won't be affected. Atty. Powers stated he hoped within the next couple meetings there would be something in black and white. Mr. Figley asked what a public hearing means and Atty. Powers stated that before a lease can be entered into a meeting (not a regular council meeting) has to be held that would be run by the Mayor to answer questions from the public. Mr. Elzer asked if that was oil & gas specific and Atty. Powers said yes.

STREET: Mr. Figley said he was concerned with High St., the little grinding they have done has taken it all the way down to the base material, and he doesn't know what to do about it. He said another concern he has are the trees growing in the creek beds, he feels we should look at subcontracting them out to be cleaned. Monteleone said the mower they usually use isn't working well. Mr. Figley said the burden to take care of this shouldn't be put on the crews because of the already limited number of employees and feels the village should get prices on having it done. Mr. Cohen asked if the abutting property owners would be responsible if they own up to the creek bed,

Mr. Figley said he wasn't sure. Atty. Powers said even if they do own to the creek bed what duty they have to cut down trees. Monteleone said he would look into it.

SAF/PARK/REC/CEM: Mr. Cohen stated the pool is open and they continue to discuss the Dog Park working out minor details. Mrs. Wisser said that the Cemetery looks great and is very well groomed.

DEVELOPMENT: Mr. Elzer stated that all of the improvements with the streets and park make development much easier.

UTILITY: NO REPORT

FINANCE: Mr. Tyger stated he would like to have a Finance committee meeting at 6:30 before the next council meeting on June 23rd to go over the 2015 budget, he stated he wants it to go three readings but it will have to go as an emergency on the third reading. Mr. Figley asked what they should be looking at and Mrs. Wisser said she felt there should be a formal training on the budgets and that she feels bad just saying "yes". Finance Director Traci Thompson said anyone can come to her office and she will work with them. Mr. Tyger stated they could start the meeting at 6PM if Thompson wanted to explain some things, everyone agreed. The Finance Committee meeting was set for June 23rd at 6pm.

VISITORS: Dianna Elzer, John & Dot Herbert, Jerry Coblentz, Larry Ward, John Martin, Chuck McGuire, Kent Chapman, John Simon, John & Bonnie Davis, Rick & Karen Gorby, Officer Brian Moore, Larry & Sandy Wales, Nate Foster, Denny Sugar, Mary Anne Tyger, Traci Thompson, and Katie Schwendeman.

THERE WERE NO VISITORS COMMENTS ON CURRENT LEGISLATION

LEGISLATION: Atty. Beagle introduced Ord. 9-2014 for a second reading and made a motion that it be read by title only, seconded by Mr. Cohen. **An ordinance providing for the authorization of the municipal manager to advertise for public bid the drilling of an additional water well and to further award and enter into a contract with the lowest and best bidder as relates to the contract , pursuant to the specifications and bidding requirements as determined by the Municipal Manager and in compliance with law, and to appropriate funds.** Atty. Beagle introduced Res. 8-2014 and made a motion that it be read by title only, seconded by Mr. Cohen. **A Resolution to exclude the approval of the City of Salem, which approval would otherwise be required, for an alternate method of apportionment of local government fund and local government revenue assistance fund monies to be distributed in 2015, and declaring an emergency.** Atty. Beagle made a motion to suspend the rules and declare an emergency, seconded by Mr. Cohen. All in favor. Atty. Beagle called for a vote on Res. 8-2014. Atty. Beagle-y, Mr. Cohen-y, Mr. Elzer-y, Mr. Figley-y, Mr. Tyger-y, Mrs. Wisser-y. 6 YES to pass. Atty. Beagle introduced Res. 9-2014 and made a motion that it be read by title only, seconded by Mr. Cohen. **An emergency resolution approving a new alternative method of apportionment of local government fund and local government revenue assistance fund monies to be distributed in 2015.** Atty. Beagle made a motion to suspend the rules and declare an emergency, seconded by Mr. Cohen. All in favor. Atty. Beagle called for a vote on Res. 9-2014 Atty. Beagle-y, Mr. Cohen-y, Mr. Elzer-y, Mr. Figley-y, Mr. Tyger-y, Mrs. Wisser-y. 6 YES to pass. Atty. Beagle introduced Res. 10-2014 and made a motion that it be read by title only, seconded by Mr. Cohen. **A resolution accepting the amounts and rates as determined by the budget commission and authorizing the necessary tax levies and certifying them to the county auditor.** Atty. Beagle called for a vote on Res. 10-2014. Atty. Beagle-y, Mr. Cohen-y, Mr. Elzer-y, Mr. Figley-y, Mr. Tyger-y, Mrs. Wisser-y. 6 YES to pass. Atty. Beagle introduced Ord. 10-2014 for a first reading and made a motion that it be read by title only, seconded by Mr. Cohen. **An ordinance adopting the budget and estimated resources for the City of East Palestine, Ohio, for the fiscal year beginning January 1, 2015.** Atty. Beagle introduced Ord. 11-2014 for a first reading and made a motion that it be read by title only, seconded by Mr. Cohen. **An ordinance approving and ratifying the Columbiana County Economic Development Department agreement to replace the Sumner Street Bridge, and to appropriate the required matching funds.**

ADJOURN: Mr. Cohen made a motion to adjourn seconded by Mr. Elzer. All in favor, meeting adjourned.